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16 Attorneys for Defendant TRRS Magnate, LLC dba Hydra Cup

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

19 ----- X

**TROVE BRANDS, LLC D/B/A THE
BLENDERBOTTLE COMPANY**

22 Plaintiff,

Case No: 2:22-cv-02222-TLN-CKD,

24 v.

25 TRRS MAGNATE LLC D/B/A HYDRA CUP,

26 *Defendant.*

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2 **DEFENDANT HYDRA CUP'S NOTICE OF MOTION AND MOTION TO**
3 **COMPEL PLAINTIFF BLENDERBOTTLE TO PROVIDE SUFFICIENT**
4 **ANSWERS AND PRODUCE RESPONSIVE DOCUMENTS**

5 Date: 22 March 2024
6 Time: 10:00 a.m.
7 Courtroom: 24, 8th Floor.
8 Hon. Troy L. Nunley
9 Hon. Carolyn K. Delaney

10

12 **TO PLAINTIFF TROVE BRANDS, LLC AND ITS COUNSEL OF RECORD:**

13 PLEASE TAKE NOTICE that Defendant TRRS Magnate LLC d/b/a Hydra
14 Cup ("Hydra Cup"), through its attorneys, will move this Court pursuant to Federal
15 Rule of Civil Procedure 37(a) and Local Rule 251, before the Honorable Carolyn K.
16 Delaney, United States District Court for the Eastern District of California, at the
17 United States District Courthouse, 8th Floor, Courtroom 24 at 501 I Street,
18 Sacramento on 22 March 2024 at 10:00 a.m. or as soon thereafter as the matter may
19 be heard, to compel Plaintiff Trove Brands, LLC d/b/a the BlenderBottle Company
20 ("BlenderBottle") (i) to fully respond to and provide sufficient and proper answers to
21 Hydra Cup's Interrogatory Nos. 3, 4, 6, 7, 11, 14-16, 18-21, 24, and 25; (ii) to provide
22 documents responsive to Hydra Cup's Requests for the Production of Documents
23 and Things Nos. 6, 10-21, 26, 31, 33, 36-40, 43-44, 47-48, 52-55, 58-60, 62, 67, 73-74,
24 81, 85, 88, 90-92, 95, 98-99, 101, 103-04, 109-10, 114-16, 120-22, 125-26, 128, 131-

1 38, 141, 143-44, 150-154, 159, 166-68, 170, 172, 175-76, 185-86, 190, 193, 203, 205,
2 207-12; (iii) to provide responsive communications and electronic correspondence;
3 (iv) to determine the sufficiency of BlenderBottle's Answers, Responses, and
4 Objections to Hydra Cup's Interrogatories and Requests for the Production of
5 Documents and Things, by 29 March 2024, and for an order that BlenderBottle pay
6 Hydra Cup's reasonable expenses and attorneys' fees in bringing this Motion
7 pursuant to Fed. R. Civ. P. 37(a), and for other and further relief as the Court
8 deems just and proper. There exists good cause to support this Motion. Hydra Cup
9 is serving on BlenderBottle its portion of the Joint Statement Re Discovery
10 Disagreements more than twenty-one days before the scheduled hearing, which will
11 be filed with the Court not less than fourteen days before the scheduled hearing
12 pursuant to Local Rule 251.

13 Pursuant to Local Rule 251(b), the parties met and conferred three times
14 pursuant to Hydra Cup's requests—on 09 January 2024, 09 February 2024, and 12
15 February 2024—in a good faith effort to resolve these issues, but were unable to do
16 so. Hydra Cup certifies that it made numerous attempts to get BlenderBottle to
17 comply with its discovery obligations under the Federal Rules of Civil Procedure.
18 These efforts, which have occurred for almost six months, have included telephonic
19 conferences of counsel, a series of letters, and numerous emails. Despite Hydra
20 Cup's efforts, the parties have not resolved their differences that are the subject of

1 this motion, including without limitation BlenderBottle's ongoing deficiencies in its
2 discovery responses and document production.

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4 **Dated:** 15 February 2024

5 Respectfully submitted,

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23 *Attorneys for Defendant TRRS Magnate, LLC dba Hydra Cup*

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CERTIFICATE OF SERVICE

2 I hereby certify that a true and correct copy of the foregoing was served by
3 CM/ECF and email on 15 February 2024 on Plaintiff Trove Brands, LLC d/b/a the
4 BlenderBottle Company and its attorneys listed below:

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